



DEPARTMENT OF HEALTH & HUMAN SERVICES

Public Health Service
Mid-Atlantic Region

Telephone (201) 331-2905

Food and Drug Administration
Waterview Corporate Center
10 Waterview Blvd., 3rd Floor
Parsippany, NJ 07054

May 29, 1997

WARNING LETTER

Douglas Dweck
President
Spice-It Foods, Inc.
575 Prospect Street, Suite 230
Lakewood, New Jersey 08701

RELEASE
Reviewed by RTT
C.O. 5/29/97
NTE

CFN: 2247352
File No: 97-NWJ-38

Dear Mr. Dweck,

The analysis of a sample of "Spice It™ Bay Leaves", Net Wt. 1/2 oz. (14g), uncoded, revealed the product to be misbranded within the meaning of Section 403 of the Federal Food, Drug, and Cosmetic Act (the Act) in that the label does not bear an accurate statement of the quantity of the contents in terms of weight, measure, or numerical count. Our laboratory analysis indicates that this product was found to have a short net weight in each of 12 units tested ranging from 7 to 8 grams. These units were packaged by your firm and collected during the March 10 & 11, 1997 inspection by FDA Investigator Byungja E. Marciante.

The above violation concerning labeling requirements is not meant to be an all-inclusive list of deficiencies of your labels.

It is your responsibility to become familiar with the labeling regulations as well as the new regulations promulgated under the Nutrition Labeling and Education Act (NLEA) and to make the appropriate changes to bring all labeling for all food products packaged by you under the Spice It™ or other trade names into compliance with all applicable statutes enforced by FDA. Copies of FDA's Guides for Food Labeling and Exemptions Under NLEA are enclosed for your reference.

Please notify this office within 15 working days after receipt of this letter of the specific steps you have taken to correct the violations, including the explanation of each step being taken to prevent recurrence. It is strongly recommended that you review and evaluate the adequacy of your packaging and weight checking operations as part of this process. Failure to correct these violations as proposed may result in regulatory action without further notice.

Your reply should be directed to the attention of Richard T.

Spice-It Foods, Inc.
Lakewood, New Jersey 08701
Warning Letter

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Trainer, Compliance Officer, Food and Drug Administration, 10
Waterview Blvd., 3rd Floor, Parsippany, New Jersey 07054.

Sincerely yours,

Edward H. Wilkens

EDWARD H. WILKENS
Acting District Director
New Jersey District

CERTIFIED MAIL -
RETURN RECEIPT REQUESTED

RTT:np